

***Effective 5/13/2014***

**53A-1b-108 High quality preschool programs for eligible private providers.**

- (1) To receive funding pursuant to a results-based contract awarded under Section 53A-1b-110, an eligible private provider shall:
  - (a) establish or currently operate a high quality preschool with the components described in Subsection 53A-1b-105(1);
  - (b) allow classroom visits by the evaluator chosen in accordance with Section 53A-1b-110 and the private entity, to ensure the components described in Subsection 53A-1b-105(1) are being implemented; and
  - (c) allow the evaluator chosen in accordance with Section 53A-1b-110 to administer the required pre- and post-assessments to eligible students funded under this part.
- (2) An eligible private provider shall work in conjunction with the State Board of Education to assign a statewide unique student identifier to each eligible student funded pursuant to a results-based contract.
- (3) An eligible private provider may not use funds awarded pursuant to a results-based contract to supplant funds for an existing high quality preschool program, but may use the funds to supplement an existing high quality preschool program.
- (4)
  - (a) If permitted under Title 1 of the No Child Left Behind Act of 2001, 20 U.S.C. Sec. 6301-6578, an eligible private provider may charge a sliding scale fee to a student participating in a high quality preschool program under this section, based on household income.
  - (b) The eligible private provider may use grants, scholarships, or other funds to help fund the preschool program.
- (5) An eligible private provider that receives funds under this section shall report annually to the board the de-identified information described in Section 53A-1b-111.
- (6) The State Board of Education shall annually share with the board aggregated longitudinal data on eligible students currently receiving funding under this section and any eligible students who previously received funding under this section, including:
  - (a) academic achievement outcomes;
  - (b) special education use; and
  - (c) English language learner services.
- (7) The evaluator selected pursuant to Section 53A-1b-110 shall annually evaluate:
  - (a) the quality and outcomes of a high quality preschool program funded by a results-based contract between a private entity and the board, including:
    - (i) adherence to required components described in Subsection 53A-1b-105(1); and
    - (ii) the pre- and post-assessment results of the assessment, designated by the board under Section 53A-1b-110, of eligible students in the high quality preschool program; and
  - (b) whether the performance outcome measures set in the results-based contract have been met, using de-identified or aggregated data reported in Subsections (5) and (6).

Enacted by Chapter 304, 2014 General Session